

## Message Text

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ORIGIN EB-07

INFO OCT-01 EUR-12 EA-06 IO-10 ISO-00 L-02 FRB-01 OMB-01

TAR-01 SP-02 AGR-05 AID-05 CIAE-00 COME-00 INR-07

LAB-04 NSAE-00 OIC-02 RSC-01 SIL-01 STR-01 TRSE-00

CIEP-01 CEA-01 LOC-01 AF-06 ARA-06 NEA-09 /093 R

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PATENT OFFICE - M. HARTMAN

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R 102258Z JAN 75

FM SECSTATE WASHDC

TO USMISSION GENEVA

INFO AMEMBASSY CANBERRA

AMEMBASSY VIENNA

AMEMBASSY COPENHAGEN

AMEMBASSY BRUSSELS

USMISSION EC BRUSSELS

AMEMBASSY PARIS

AMEMBASSY LUXEMBOURG

AMEMBASSY ATHENS

AMEMBASSY DUBLIN

AMEMBASSY ROME

AMEMBASSY TOKYO

AMEMBASSY OSLO

AMEMBASSY OTTAWA

AMEMBASSY LONDON

AMEMBASSY BERN

AMEMBASSY HELSINKI

AMEMBASSY THE HAGUE

AMEMBASSY WELLINGTON

AMEMBASSY LISBON

AMEMBASSY MADRID

AMEMBASSY STOCKHOLM

AMEMBASSY ANKARA

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E.O. 11652:N/A

TAGS:EIND, WIPO, SZ

SUBJECT: UNCTAD/WIPO STUDY ON ROLE OF THE PATENT SYSTEM

REFERENCE: DEPARTMENT'S 5507

1. DEPARTMENT AND PATENT OFFICE HAVE JUST RECEIVED COPIES OF WIPO CIRCULAR C. 2092/ONU 31 IN WHICH THE DIRECTOR GENERAL OF WIPO HAS REQUESTED WRITTEN COMMENTS OF MEMBER STATES ON THE UNCTAD/WIPO STUDY, "THE ROLE OF THE PATENT SYSTEM IN THE TRANSFER OF TECHNOLOGY TO DEVELOPING COUNTRIES" BY AUGUST 1, 1975. REFERENCE IS MADE IN THE CIRCULAR TO THE FACT THAT UNCTAD HAS REQUESTED COMMENTS ON THE SAME STUDY.

2. WE NOTE THAT THE WIPO COORDINATION COMMITTEE AND EXECUTIVE COMMITTEE OF THE PARIS UNION UNANIMOUSLY ADOPTED A RESOLUTION ON SEPTEMBER 30, 1974, AT THE CONCLUSION OF THE MEETING OF THE ADMINISTRATIVE BODIES OF WIPO, WHICH DIRECTLY BEARS ON THIS MATTER. (SEE WIPO DOCUMENT AB/V/13, DATED SEPTEMBER 30, 1974, PARAGRAPH 34 FOR THE FULL TEXT OF THE RESOLUTION. PARAGRAPHS 22-33 HAVE PERTINENT BACKGROUND INFORMATION ON THE RESOLUTION.) PARAGRAPH (A) REQUESTS THE WIPO DIRECTOR GENERAL TO CIRCULATE, "PREFERABLY JOINTLY WITH THE SECRETARY-GENERAL OF UNCTAD," THE STUDY ON THE ROLE OF THE PATENT SYSTEM TO MEMBER STATES OF WIPO AND THE PARIS UNION AND "TO ALLOW FOR

RECEIVING WRITTEN COMMENTS FROM SUCH GOVERNMENTS A PERIOD OF PREFERABLY SIX TO NINE MONTHS." PARAGRAPH (B) AUTHORIZES THE WIPO DIRECTOR GENERAL TO CONTACT THE SECRETARY GENERAL OF UNCTAD WITH A VIEW TO "CONTINUING EFFECTIVE COOPERATION AND AVOIDANCE OF ANY UNNECESSARY DUPLICATION... ."

3. IT WOULD APPEAR THAT THE APPROACHES OF THE WIPO

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DIRECTOR GENERAL TO THE UNCTAD SECRETARY GENERAL, IN ACCORDANCE WITH THE FOREGOING RESOLUTION, TO SEND OUT THE SUBJECT REPORT JOINTLY BY THE TWO ORGANIZATIONS FOR COMMENTS WERE NOT SUCCESSFUL. WE REGARD THIS AS A CLASSIC EXAMPLE OF "UNNECESSARY DUPLICATION."

4. IN ANY EVENT WE BELIEVE IT WOULD BE MOST DESIRABLE TO HAVE AN ALIGNMENT OF THE DUE DATES FOR COMMENTS BETWEEN

THE TWO ORGANIZATIONS. MAINTENANCE OF THE PRESENT UNCTAD DEADLINE OF MARCH 3 AND THE WIPO DEADLINE OF AUGUST 1 COULD WELL RESULT IN TWO DIFFERENT SETS OF COMMENTS, IN THAT THE LATER WIPO DEADLINE WOULD PERMIT A MORE CAREFUL EXAMINATION OF A LENGTHY AND COMPLEX REPORT.

5. ACTION: THE MISSION MAY USE ANY OF THE ABOVE, AS APPROPRIATE, BOTH IN CONNECTION WITH A DECISION OF THE MATTER IN GROUP B AND IN ANY PRESENTATION TO THE UNCTAD SECRETARIAT. KISSINGER

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
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**Current Classification:** UNCLASSIFIED  
**Concepts:** MEETING AGENDA, MEETING VOTING RECORDS, RESOLUTIONS  
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**Copy:** SINGLE  
**Draft Date:** 10 JAN 1975  
**Decaption Date:** 01 JAN 1960  
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**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** MorefiRH  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
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**Drafter:** HJWINTER:JB  
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**Reference:** 75 DEPARTMENT'S 5507  
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Margaret P. Grafeld  
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